

## **ORDINANCE NO. 2008-14**

**AN ORDINANCE OF THE CITY OF SEDONA, ARIZONA, ESTABLISHING NEW CITY CODE SECTION 9-2-8 REGULATING THE POSTING, DISPLAY, AND USE OF SIGN WALKERS; PROVIDING THAT ALL ORDINANCES OR PARTS OF ORDINANCES OR ANY PART OF THE SEDONA CITY CODE IN CONFLICT WITH THE PROVISIONS OF THIS ORDINANCE SHALL BE REPEALED UPON THE EFFECTIVE DATE OF THIS ORDINANCE.**

BE IT ORDAINED BY THE MAYOR AND CITY COUNCIL OF THE CITY OF SEDONA, ARIZONA, AS FOLLOWS:

### **Section 1. Adoption by Reference**

The proposed addition to the Sedona City Code of Article 9-2-8 regulating the posting, display and use of sign walkers, as set forth and established as public record by Resolution No. 2008-40, is hereby referred to, adopted, and made a part hereof, as if fully set forth in this Ordinance, and serve to amend the Sedona City Code in accordance with the provisions thereof.

### **Section 2. Repeal**

All ordinances or parts of ordinances or any part of the Sedona City Code in conflict with the provisions of this Ordinance are hereby repealed to the extent of such conflict as of the effective date hereof.

### **Section 3. Savings Clause**

If any section, subsection, sentence, clause, phrase, or portion of this Ordinance is for any reason held to be invalid or unconstitutional by the decision of any court of competent jurisdiction, such decision shall not affect the validity of the remainder of this Ordinance. The City Council declares that it would have adopted this Ordinance and each section, subsection, sentence, clause, phrase, or portion thereof, despite the fact that any one or more sections, subsections, sentences, clauses, phrases, or portions thereof would be declared invalid or unconstitutional.

### **Section 4. Penalty**

1. Any employer of a sign walker, and the sign walker themselves, shall be jointly and severally liable for any violation of this article.
2. Any violation of the terms of this article shall be punishable by a civil fine up to \$500 per occurrence for a sign walker employer, and up to \$250 per occurrence for a responsible sign walker, or in the alternative one or both parties may be prosecuted as a class I misdemeanor.
3. Repeat violations within any 30-day period may be punishable by a civil fine of up to \$1,000 per sign walker employer violation, and \$500 per individual sign walker violation, or as a class I misdemeanor. In addition, the city may bring suit for injunctive relief where warranted.
4. The Code Enforcement Division of the Community Development Department is charged with the implementation and enforcement of this article.

PASSED AND ADOPTED by the Mayor and City Council of the City of Sedona, Arizona this  
9<sup>th</sup> day of December, 2008.

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Rob Adams, Mayor

ATTEST:

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City Clerk

APPROVED AS TO FORM:

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City Attorney